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NOTICE OF ALLOWANCE AND FEE(S) DUE

27488

7590

06/03/2009

MERCHANT & GOULD (MICROSOFT)
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903

EXAMINER

CHEN, QING

ART UNIT

PAPER NUMBER

2191

DATE MAILED: 06/03/2009

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/731,899	12/09/2003	Brian Jones	600010182U/S11/303914.01	4706

TITLE OF INVENTION: MECHANISM FOR DOWNLOADING SOFTWARE COMPONENTS FROM A REMOTE SOURCE FOR USE BY A LOCAL SOFTWARE APPLICATION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$0	\$0	\$1510	09/03/2009

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE** OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax **(571)-273-2885**

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

27488 7590 06/03/2009
MERCHANT & GOULD (MICROSOFT)
P.O. BOX 2903
MINNEAPOLIS, MN 55402-0903

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/731,899 12/09/2003 Brian Jones 60001.0182U/11/303914.01 4706

TITLE OF INVENTION: MECHANISM FOR DOWNLOADING SOFTWARE COMPONENTS FROM A REMOTE SOURCE FOR USE BY A LOCAL SOFTWARE APPLICATION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$0	\$0	\$1510	09/03/2009

EXAMINER	ART UNIT	CLASS-SUBCLASS
CHEN, QING	2191	717-173000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a **Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 1 _____
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2 _____
 3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☐ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____ Date _____
 Typed or printed name _____ Registration No. _____

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



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27488	7590	06/03/2009	EXAMINER	
MERCHANT & GOULD (MICROSOFT) P.O. BOX 2903 MINNEAPOLIS, MN 55402-0903			CHEN, QING	
			ART UNIT	PAPER NUMBER

2191

DATE MAILED: 06/03/2009

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 510 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 510 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

Notice of Allowability

Application No.

10/731,899

Examiner

Qing Chen

Applicant(s)

JONES ET AL.

Art Unit

2191

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the RCE filed on March 28, 2009.
2. ☒ The allowed claim(s) is/are 1-4,6,7,10 and 12-17, renumbered as 1-13.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 20090328, 20090509
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

DETAILED ACTION

1. This Office action is in response to the information disclosure statements filed on March 28, 2009 and May 9, 2009, entered by the RCE filed on March 28, 2009.
2. **Claims 1-4, 6, 7, 10, and 12-17** are pending.
3. **Claims 1-4, 6, 7, 10, and 12-17** are allowed, renumbered as 1-13.

Continued Examination Under 37 CFR 1.114

4. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after allowance or after an Office action under *Ex Parte Quayle*, 25 USPQ 74, 453 O.G. 213 (Comm'r Pat. 1935). Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, prosecution in this application has been reopened pursuant to 37 CFR 1.114. Applicant's information disclosure statements filed on March 28, 2009 and May 9, 2009 have been entered.

Information Disclosure Statement

5. The information disclosure statements filed on March 28, 2009 and May 9, 2009 have been considered by the Examiner. All cited documents identified as official actions, examination reports, and miscellaneous communications from various patent offices with proper English translation if in a non-English language submitted by the Applicant are considered by the Examiner. However, these cited documents are official documents that are sent to Applicants in response to examination of patent applications and cannot be listed in a printed patent

publication. An initial of the Examiner will cause these cited documents to be listed in the printed patent publication and therefore, a strikethrough of these cited documents is applied.

The cited documents considered by the Examiner but will not be listed in the printed patent publication are as follows (in no particular order):

- U.S. Final Office Action dated January 22, 2009 cited in Application No. 10/366,141
- U.S. Office Action dated February 4, 2009 cited in Application No. 10/377,258
- U.S. Final Office Action dated March 4, 2009 cited in Application No. 10/780,376
- European Summons to Attend Oral Proceedings dated February 26, 2009 cited in European Application No. 0301283.0-2211 (60001.0182EP01)
- European Communication dated March 18, 2009 cited in European Application No. 04003683.2-2211 (60001.0216EP01)
- European Summons to Attend Oral Proceedings dated March 20, 2009 cited in European Application No. 0301283.0 (60001.0182EP01)
- Australian First Examiner's Report dated September 15, 2008 cited in Australian Application No. 2003204379 (60001.0181AU01)
- Japanese Final Official Action dated November 25, 2008 cited in Japanese Application No. 2002-207514 (60001.0079JP11)
- Japanese Official Action dated February 6, 2009 cited in Japanese Application No. 2003-180218 (60001.0190JP01)
- Japanese Official Action dated February 13, 2009 cited in Japanese Application No. 2003-162911 (60001.0181JP01)
- Japanese Official Action dated February 24, 2009 cited in Japanese Application No. 2003-161338 (60001.0182JP01)
- Japanese Official Action dated March 6, 2009 cited in Japanese Application No. 2004-042140 (60001.0216JP01)
- Mexican Official Action dated February 11, 2009 cited in Application No. PA/a/2003/005451 (60001.0190MX01)
- Chinese Final Rejection dated March 13, 2009 cited in Application No. 03145242.6 (50037.0121CC01)
- Japanese Final Rejection dated March 17, 2009 cited in Application No. 2004 - 037158 (60001.0211JP01)
- Japanese Final Rejection dated April 3, 2009 cited in Application No. 2002-207514 (60001.0079JP11)
- U.S. Office Action dated April 20, 2009 cited in Application No. 10/426,446 (60001.0240US01)
- U.S. Office Action dated April 27, 2009 cited in Application No. 10/154,630 (60001.0175US01)

Reasons for Allowance

6. The following is an Examiner's statement of reasons for allowance:

The cited prior art taken alone or in combination fail to teach, in combination with the other claimed limitations, "if the document solution is present in the local library of software components, determining whether the document solution requires updating, and if the document solution requires updating, assembling the plurality of software components comprising the plurality of document solutions at the location remote from the document" and "obtaining profile information associated with a user of the document, the profile information including at least one from a set of: a job description, a location, and a security clearance" as recited in independent Claims 1 and 12; and further fail to teach, in combination with the other claimed limitations, "if the document solution is present in the local library of software components, determining whether the document solution requires an update, and if the document solution requires an update, calling the manifest of document solutions for the document solution" and "at the manifest, calling a database of user information with the identification of the user for obtaining profile information for the user of the computer-generated document, the profile information including at least one from a set of: a job description, a location, and a security clearance" as recited in independent Claim 6; and further fail to teach, in combination with the other claimed limitations, "if the location includes a local library of software components in addition to the remote source, determining whether the document solution in the local library of software components requires an update, and if the document solution requires an update, calling the remote source location of the document solution identified by the document solution identification" and "at the manifest of document solutions, calling a database of user information

with the identification of the user for obtaining profile information for the user of the computer-generated document, the profile information including at least one from a set of: a job description, a location, and a security clearance” as recited in independent Claims 10 and 17.

The closest cited prior art, the combination of US 6,687,485 (hereinafter “Hopkins”), US 6,990,654 (hereinafter “Carroll”), US 6,381,742 (hereinafter “Forbes”), and US 5,987,480 (hereinafter “Donohue”), teaches a system and method for supplying a user of a web-based application with relevant interactive help/training content that corresponds to an object or page of the web-based application that the user’s cursor is pointing to. However, the combination of Hopkins, Carroll, Forbes, and Donohue fails to teach “if the document solution is present in the local library of software components, determining whether the document solution requires updating, and if the document solution requires updating, assembling the plurality of software components comprising the plurality of document solutions at the location remote from the document” and “obtaining profile information associated with a user of the document, the profile information including at least one from a set of: a job description, a location, and a security clearance” as recited in independent Claims 1 and 12; and further fails to teach “if the document solution is present in the local library of software components, determining whether the document solution requires an update, and if the document solution requires an update, calling the manifest of document solutions for the document solution” and “at the manifest, calling a database of user information with the identification of the user for obtaining profile information for the user of the computer-generated document, the profile information including at least one from a set of: a job description, a location, and a security clearance” as recited in independent Claim 6; and further fails to teach “if the location includes a local library of software components

in addition to the remote source, determining whether the document solution in the local library of software components requires an update, and if the document solution requires an update, calling the remote source location of the document solution identified by the document solution identification” and “at the manifest of document solutions, calling a database of user information with the identification of the user for obtaining profile information for the user of the computer-generated document, the profile information including at least one from a set of: a job description, a location, and a security clearance” as recited in independent Claims 10 and 17.

Any comments considered necessary by Applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

Conclusion

7. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Qing Chen whose telephone number is (571) 270-1071. The Examiner can normally be reached on Monday through Thursday from 7:30 AM to 4:00 PM. The Examiner can also be reached on alternate Fridays.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner’s supervisor, Wei Zhen, can be reached on 571-272-3708. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the TC 2100 Group receptionist whose telephone number is 571-272-2100.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Q. C./

Examiner, Art Unit 2191

/Wei Y Zhen/

Supervisory Patent Examiner, Art Unit 2191